

GOVERNMENT OF TELANGANA
ABSTRACT

Telangana State Forest (Conservation) Act, 1980 – Diversion of **18.083 ha** of forest land in Bellampally forest division for excavation of left flank main canal and 8-R Distributory for Neelwai Medium Irrigation Project in Mancherial District (**Package No.12**) in favour of Executive Engineer, Irrigation Department, MIP Division, Mancherial – Final (**Stage.II**) approval accorded – Orders – issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Ms.No. 18

Dated: 06-04-2024

Read the following:-

- 1.From the PCCF(HoFF), TS, Hyd, Ref.No.12954/2017/FCA-1,
Dated:02.04.2018.
- 2.Govt. Lr.No.1358/For.I(1)/2018, dt.24.04.2018.
- 3.From the Deputy Conservator of Forests(Central), GoI, MoEF
& CC, Regional Office, Chennai, F.No.4-TSB124/2018-
CHN/0894, dt.12.06.2018.
- 4.From PCCF (HoFF), T.S., Hyd., Rc.No.12954/2017/FCA-4,
Dt.04.02.2022
- 5.Govt. Letter. No.1358/For.I(1)/2018, Dated:26.04.2022.
- 6.From the Asst.Inspector General of Forests(C), GoI, MoEF&CC,
Sub Office(RO, Chennai) Hyderabad, F.No.4-TSB124/2018-
CHN, Dt.14.12.2023.

ORDER

In the letter 1st read above, the Principal Chief Conservator of Forests, Telangana State, Hyderabad has furnished a proposal for diversion of **18.083 ha** of forest land in Bellampally forest division for excavation of left flank main canal and 8-R Distributory for Neelwai Medium Irrigation Project in Mancherial District (**Package No.12**) in favour of Executive Engineer, Irrigation Department, MIP Division, Mancherial.

2. In the letter 3rd read above, the Ministry of Environment & Forests GoI have granted in-principle (Stage-I) approval for the proposal forwarded vide letter 2nd read above, subject to fulfillment of the conditions stipulated thereof.

3. In the letter 5th read above, the State Government have sent the report of compliance on the conditions stipulated by GoI, as submitted by the Principal Chief Conservator of Forests, Telangana State, Hyderabad in her letter 4th read above, to the Ministry of Environment, Forests & Climate Change, Sub Office(RO, Chennai) Hyderabad for according necessary approval.

4. In the letter 6th read above, Central Government have granted final approval for the proposal in para-1 above, under Section- 2 of the Forest (C) Act, 1980, subject to fulfillment of the conditions stipulated therein.

5. Accordingly, Government hereby accord **final (Stage-II)** approval for diversion of **18.083 ha** of forest land in Bellampally forest division for excavation of left flank main canal and 8-R Distributory for Neelwai Medium Irrigation Project in Mancherial District (**Package No.12**) in favour of Executive Engineer, Irrigation Department, MIP Division, Mancherial, under section-2 of the Forest (Conservation) Act, 1980, subject to fulfillment of the following conditions:-

- i. Legal status of the forest land shall remain unchanged.
- ii. Forest land will be handed over only after required non-forest land for the project is handed over by the user agency.

(PTO)

- iii. Compensatory afforestation shall be taken up by the Forest Department over 23.2816 ha of non-forest area identified in Sy No 57 Kammargaon Village of Penchikalpet Mandal in Kumrambheem Asifabad District and over an extent of 13 ha of degraded forest land identified in Compt No 153 of beat Kondapally South, Section Loadpally of Penchikalpet Range falling in Kadamba RF at the cost of the user agency. As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided.
- iv. Penal Compensatory afforestation shall be taken up by the Forest Department over an extent of 28.00 Ha of degraded forest land identified in Compt No 372 of RF Jasjaravelly, Yellaram Beat, Nennel Section Kushnepally Range, Bellampally Division at the cost of user agency.
- v. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector.
- vi. Non-forest land which needs to be transferred and mutated in favor of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer must report compliance within a period of six months from the date of grant of final approval and send a copy of original notification to this office for information and record.
- vii. Identified CA lands and approved CA schemes shall not be changed without the prior approval of the Central Government and the State Forest Department shall ensure that the amount realized from the user agency towards compensatory afforestation should not be left unspent as recommended by the Regional Empowered Committee (REC).
- viii. The State Government shall submit the action taken report against the staff and submit bimonthly report to the Regional Office as per the condition imposed in the NBWL approval.
- ix. The State Government and the user agency shall comply with the conditions imposed in clearance issued from Standing Committee of the National Board of Wildlife and implement/comply with the mitigation measures suggested by the NBWL, if any at the project cost.
- x. It has been observed that the 8-R distributary is proposed to provide irrigation to the encroached forest lands, the State government shall examine legality of the same and take needful action.
- xi. Wherever feasible the State Forest Department shall carry out translocation of trees instead of resorting to felling, at the cost of user agency.
- xii. The layout plan of the proposal shall not be changed without prior approval of Central Government.
- xiii. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department of the Forest Development Corporation or any other legal source of alternate fuel.

- xiv. Disturbance shall be kept minimum by creating labour camps outside the forest area as far as possible and it shall be the responsibility of the user agency to ensure that the laborers & staff engaged in execution of work do not destruct nearby forest flora & fauna.
- xv. The User Agency shall ensure that bare minimum trees are felled on the forest land being diverted under strict supervision of State Forest Department also ensuring that trees available between full reservoir level (FRL) and FRL-4 meters are not felled: and the user agency shall under take afforestation along the periphery of the reservoir and canals (wherever feasible).
- xvi. The user agency shall provide to the State Forest Department Authorities to have free rights to use the water for nursery/ forestry related works and similar facilities to manage forest and fauna of the area.
- xvii. Planting of indigenous tree species shall be undertaken on vacant land along the reservoirs and canals by the user agency at the project cost.
- xviii. The dug-out material/ overburden shall be dumped outside the forest area No storage of any material shall be done in the forest area proposed.
- xix. The total forest area utilized for the project shall not exceed 18.083 ha and the forest area diverted shall not be used for any purpose other than those shown in the diversion proposal.
- xx. User Agency shall obtain Environmental Clearance as per the provisions of the Environmental (Protection) act, 1986, if applicable.
- xxi. No labour camp shall be established on the forest land.
- xxii. No additional or new path will be constructed inside the forest area for transportation of construction materials for execution of the project work.
- xxiii. The period of diversion under this approval shall be Co-terminus with the period of lease to be granted in favour of the user agency or the project life, whichever is less.
- xxiv. The Progress of the Compensatory Afforestation as mentioned by the FDO, Bellampally Forest Division in SI No. 12 (v) (a) of part II i.e. 9.3 ha of forest land and 150.946 ha of degraded forest land shall be monitored by the circle Head and a copy of such monitoring report shall be forwarded to Regional Office to upload the same in the web portal.
- xxv. The User Agency and the State Government shall ensure compliance of all the Court orders, Provisions, rules, regulations and guidelines for the time being in force as applicable to the project.
- xxvi. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of Govt. of India.
- xxvii. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC Guideline F.No.11-42/2017-FC,dt 29/01/2018.

xxviii. Any other condition that the Ministry of Environment, Forest & Climate Change may stipulate from time to time shall be complied in the interest of conservation, protection and development of forests & wildlife.

6. The Nodal Officer shall be responsible for obtaining the compliance of all the conditions laid down in the Stage-II (final) approval accorded under the Van (Sanrakshan Evam Samvardhan) Adhiniyam, 1980.

7. The Principal Chief Conservator of Forests, Telangana State, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

A.VANI PRASAD
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests,
Telangana State, Hyderabad.

Copy to:

The Prl. Chief Conservator of Forests/Nodal Officer (FCA), Office of the Principal Chief Conservator of Forests, Forests Department, Govt.of Telangana, Aranya Bhavan, Saifabad, Hyderabad, PIN-500004 .

The Regional Office(SEZ),
Ministry of Environment Forest and Climate Change,
1st and 2nd Floor, Handloom Export Promotion Council,
34, Cathedral Garden Road, Nungambakkam, Chennai -34.

The Inspector General of Forests(C),Suboffice, MoEF&CC, Hyderabad,
Regional Office, Chennai,6th Floor, Aranya bhavan, Hyderabad.

The Executive Engineer, Irrigation Department, MIP Division, Bellampally,
Mancherial District, Telangana-504251.

SC/SF.

//FORWARDED :: BY ORDER:: //

SECTION OFFICER